

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

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January 3, 2017

TOWN COUNCIL – REGULAR MEETING
COUNCIL CHAMBERS – SOUTH WINDSOR TOWN HALL

1. Call Meeting to Order

Deputy Mayor Mirek called the Regular Meeting to order at 7:02 p.m.

4. Roll Call

Members Present: Deputy Mayor Carolyn Mirek
Councilor M. Saud Anwar
Councilor Cindy Beaulieu (after she was appointment)
Councilor William Carroll
Councilor Lisa Maneeley
Councilor Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Members Absent: Councilor Edward Havens

Others Present: Matthew B. Galligan, Town Manager

5. Public Input

Mr. Andy Paterna, 301 Strawberry Lane came before the Council and stated that the original referendum to purchase the Sluzkanis Property included recreation use on the property but it also included agriculture on the property. The 2002 referendum which proposed the development of the same area was defeated by Town voters. A few years ago there were discussions regarding the construction of athletic fields at this property. The proposal did not pass and as a way to address the need for fields, the field at the high school was renovated and artificial turf was installed. The proposal tonight is a proposal for the same 11 acres and Mr. Paterna requested that the Town Council review this further as well as asking SWALPAC and IWA/CC to review it. A public hearing should also be held on this item in order to hold more open discussion. This proposal takes farmland out of production. Mr. Paterna questioned what need is being met by this proposal.

Mrs. Mary Sullivan, 102 Windermere Court stated that she understands there is a proposal tonight for the 11 acres on Nevers Road which has been denied twice.

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5. Public Input (Continued)

Mrs. Sullivan stated that she resents the idea of removing farmland and making it into grassland which needs to be cut, maintained and watered. Up the hill from the open field there are a couple of small ponds and if the topography of the land is changed, there may be a problem with runoff. Mrs. Sullivan said she does not like the way this project has been handled and feels the project should be more transparent.

Mr. Jim Morrison, Ayers Road came forward and stated that he was very surprised that his name came up as someone who did not have a problem with the proposed improvements to the 11 acres on Nevers Road. This was a false statement because he does have a problem with another area near his house being turned into an area where teenagers can gather at night. There is already a problem with the existing parking lot across from his house. Mr. Morrison requested that the public be told who is developing this property and if there is any proposal that will come forward in the future.

Mrs. Betty Warren, 494 Abbe Road and Vice Chairperson of SWALPAC came forward and questioned the need for this proposal. The Barton property consisting of 20 acres is grassland where people can gather and relax. There is a farmer presently leasing this property. Mrs. Warren said she would like more discussion regarding this proposal which should include a public hearing.

Mr. Joe Candeias, 258 Nevers Road stated that this proposal is taking away revenue from the Town to turn it into grasslands which he does not feel there is a need for. Residents in the area do not want additional ball fields, they want open land or farmland to preserve the heritage of South Windsor. In the fall there is a lot of wildlife that uses this area. Mr. Candeias feels there is an ulterior motive behind this proposal.

Mr. Robert Dickinson, 19 Birch Road stated that often when an item comes up on the agenda there is more explanations and discussions given on the subject which will help the public to make more informed comments. Regarding the 11 acres, Mr. Dickinson questioned if there are alternatives to the plan presented for this

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5. Public Input (Continued)

project and he also wondered if there are areas where the Town could purchase development rights to secure farmland. Mr. Dickinson suggested that the Town review to see if property under the power lines could be used for farming.

Mr. Don Gonsalves, 40 Bayberry Trail came forward and explained that he is the one who requested the discussion item on the agenda regarding allowing the public to speak after each agenda item. Presently the public is only allowed to speak during "Public Input" which is at the beginning of the meeting and at the end of the meeting. Because items take so long, if the public speaks at the beginning of the meeting, the Council forgets what was said about a certain item and then at the end of the meeting it is too late because the Council has already made a decision on the agenda item. Mr. Gonsalves stated he would like to speak when agenda items come up on the agenda.

Mr. Scott O'Brien, 426 Barber Hill Road stated that he is concerned about the resurfacing of a solar farm in the Niederwerfer Land Preserve. This property has a long history of conservation, pristine landscape and wildlife. This field where a solar farm is being proposed helps to support the sanctuary's ecosystem by providing food sources and camouflage for its inhabitants. There are three homes that will be impacted by this proposal and homeowners will experience a decrease in property values as well as decreased quality of life. There are alternatives out there such as incorporating solar into the school plan. Mr. O'Brien stated he does not support this project and feels another location should be sought.

Mr. Todd Faragosa, 466 Barber Hill Road stated that if the Town goes forward with the solar farm in this area, it will decrease property values, the wildlife will be impacted, the sledding hill will no longer be able to be used, and the agricultural part of the property will be gone. The Town is not getting any power from this project. The Town should keep open land, farmed land and the open conservation for the wildlife.

Mr. Bill Ryan, 18 Vintage Lane came forward and stated he is against active or preserved farmland for business ventures. The Town should be preserving the land that is left and not develop it. Town residents are forming a group called "The Friends of Barber Hill", that will focused on preserving the land in the Barber Hill

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5. Public Input (*Continued*)

area. A member list will be provided to the Town Council as soon as it is complete. The Connecticut Council on Environmental Quality is currently working hard to get legislation approved to change the laws on how solar farms are approved in the State of Connecticut. Unfortunately 50% of farmland developed in Connecticut in 2016 was taken by solar farm projects. This was never the intent and is in direct conflict with land preservation goals with the State of Connecticut. Mr. Ryan requested that when the Town Manager is given direction that it also include social and residential benefit to South Windsor.

Mr. Gary Burstynski, 50 Vintage Lane stated that he is against the solar farm as proposed in the Barber Hill Road area. Residents in the area are very concerned about this proposal and would like to keep this area as beautiful as it is presently.

Mrs. Kathleen Faragosa, 466 Barber Hill Road came forward and explained that at the previous meeting Councilor Carroll said, "let's take the money from this solar farm and invest it in a place we can see". Mrs. Faragosa said she can see what is behind her house and so can her neighbors.

Mrs. Elizabeth McGuire, 89 Heritage Drive said she is disappointed that at the last meeting the Town Council moved the proposal of the 11 acres on Nevers Road onto the Planning & Zoning Commission. The way this project has been handled so far is an example of how the majority on the Council are not listening to the residents who elected them. This project, the casino proposal and the solar farm project on Barber Hill Road are all projects that the Council is not listening to the residents. Mrs. McGuire requested that the Council hold off on any action on the 11 acres on Nevers Road so that the information provided tonight can be reviewed and she also feels a public hearing should be held regarding that issue.

Mr. Tony Russo, 42 Vintage Lane stated that this proposal of a solar farm will take away land that is designated for agriculture. There are many facilities where the roofs could be used to place solar.

Mr. Tom Delnicki, 130 Felt Road came forward to express his support for the appointment of Cindy Beaulieu to the South Windsor Town Council. Mr. Delnicki also congratulated Carolyn Mirek and Jan Snyder on their new roles on the Town Council.

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6. Environmental Health & Safety Message

Councilor Anwar stated that there are two major new year resolutions people make which are to stop smoking and to exercise. With both these resolutions, a person's quality and quantity of life will increase if they stay the course.

7. Adoption of Minutes of Previous Meeting

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meetings: Regular Meeting Minutes of December 19, 2016.

Was made by Councilor Pendleton
Seconded by Councilor Anwar

Councilor Riley stated that on page 16 in the last paragraph it reads "Mayor Delnicki called for a vote on the resolution as amended" and should read "Mayor Delnicki called for a vote on the amendment to the resolution" Councilor Pendleton and Councilor Anwar both agreed with the change to the minutes.

Deputy Mayor Mirek called for a vote on the amended minutes, they were approved, unanimously.

8. Public Petitions

None

9. Communications from Officers and Boards directly Responsible to Council

none

10. Reports from Standing Committees

None

11. Reports of Temporary Committees

None

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ITEM:

12. Consent Agenda

Councilor Riley made a motion to approve Agenda Items 13. B. and 14. C. through 14. M. as the Consent Agenda. Councilor Anwar seconded the motion; and it was approved, unanimously.

13. Unfinished Business

*** B. Resolution Appointing Paul Mozzicato (R) to the Patriotic Commission**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Paul Mozzicato (R) to the Patriotic Commission for a term ending December 31, 2017 to fill a vacancy of an unexpired term.

(Approved by Consent Agenda)

14. New Business

*** C. Resolution Appointing Beena Pandit (U) to the Human Relations Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Beena Pandit (U) to the Human Relations Commission for a term ending November 30, 2019 to fill a Vacancy and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

*** D. Resolution Reappointing Jonathan Foster (R) to the Agricultural Land Preservation Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Jonathan Foster (R) to the Agricultural Land Preservation Advisory Commission for a term ending November 30, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

14. New Business (Continued)

- * E. Resolution Reappointing James Futtner (R) to the Agricultural Land Preservation Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints James Futtner (R) to the Agricultural Land Preservation Advisory Commission for a term ending November 30, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * F. Resolution Reappointing Philip Koboski (R) to the Agricultural Land Preservation Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Philip Koboski (R) to the Agricultural Land Preservation Advisory Commission for a term ending November 30, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * G. Resolution Reappointing Tim Shepard (R) to the Agricultural Land Preservation Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Tim Shepard (R) to the Agricultural Land Preservation Advisory Commission for a term ending November 30, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

14. New Business (Continued)

- * H. Resolution Reappointing Elizabeth Warren (R) to the Agricultural Land Preservation Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Elizabeth Warren (R) to the Agricultural Land Preservation Advisory Commission for a term ending November 30, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * I. Resolution Reappointing Carolyn Carey (R) to the Human Relations Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Carolyn Carey (R) to the Human Relations Commission for a term ending November 30, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * J. Resolution Reappointing Arthur Sladyk (R) to the Patriotic Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Arthur Sladyk (R) to the Patriotic Commission for a term ending December 31, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

14. New Business (Continued)

- * K. Resolution Reappointing Leigh Lovering (R) to the Patriotic Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Leigh Lovering (R) to the Patriotic Commission for a term ending December 31, 2019 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * L. Resolution Reappointing Audrey Delnicki (R) to the Inland Wetlands Agency/Conservation Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Audrey Delnicki (R) to the Inland Wetlands Agency/Conservation Commission for a term ending December 1, 2020 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- * M. Resolution Reappointing Tim Shepard (R) to the Demolition Delay Committee and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby reappoints Tim Shepard (R) to the Demolition Delay Committee for a term ending December 31, 2018 and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

13. Unfinished Business (Continued)

A. Resolution Appointing Cindy Beaulieu (R) to the South Windsor Town Council

WHEREAS, Thomas Delnicki's resignation is to be effective January 3, 2017;
and

WHEREAS, there will be a vacancy in the South Windsor Town Council on
January 3, 2017

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town
Council hereby appoints Cindy Beaulieu (R) to the South Windsor Town
Council for a term ending November 13, 2017 to fill the unexpired term of
Thomas Delnicki.

Was made by Councilor Maneeley

Seconded by Councilor Snyder

The motion was approved by a roll call vote of 6 to 1 with Deputy Mayor Mirek,
Councilor Anwar, Councilor Carroll, Councilor Maneeley, Councilor Riley and
Councilor Snyder all voting in favor of approval; and Councilor Pendleton voting in
opposition of approval.

Councilor Beaulieu was sworn in by the Town Clerk.

**C. Discussion item: Allowing the Public to Speak after each Agenda item
(requested by Mr. Don Gonsalves)**

Mr. Gonsalves, 40 Bayberry Trail explained that on April 17, 2016 the council
was going to establish a subcommittee to review the ability to allow the public
to speak after each agenda item, and nothing was ever done. Mr. Gonsalves
stated he wants people to be able to speak after each agenda item because
during these meetings it could take two hours to get to an item that the public
had spoken about during public input. Two hours later, the Council has
forgotten what was discussed during the public input. People who come up to
speak during the agenda item should be limited to two or three minutes.

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ITEM:

13. C. (Continued)

Answering questions from the Council, Mr. Gonsalves suggested that at the beginning of the meeting the Mayor could stand up and ask if anyone wants to speak on an agenda item. There may be someone in the audience that may have serious objections about an item and may have knowledge that the Council members do not have. It has been indicated by former mayors that the public was allowed to speak on agenda items in the past. The Council could use any method they feel is appropriate to allow the public to speak, whether it be a sign up sheet or verbally.

Councilor Anwar felt that the current rules give the Council the ability to have the public come up and speak on an issue. The potential downside is some issues could be highly emotional and could put the Council in a difficult position. At the time of a vote, the council may want to give an opportunity to allow anyone from the public the ability to weigh in on an agenda item, it would be within the rights of the mayor to make that decision.

Councilor Pendleton requested that the Charter and Roberts Rules of Order be reviewed to make sure the Council will not be in violation of anything if it is decided to allow the public to speak after each agenda item.

Mayor Mirek felt that there should be a different method used so the Council would know ahead of time how many people would like to speak on an agenda item.

Mr. Galligan suggested that a Committee be established to review this idea and the Town Council Rules and Procedures. Mr. Galligan then stated that if the Council does allow this, they have to make sure that people from the public are only allowed to speak once and public input should be used for anything not on the agenda. Individuals should only be allowed two minutes to speak. If an individual wants to speak on a specific item, they should be required to send written communication to the Council prior to the meeting.

Councilor Anwar suggested a three person committee be established to review the Town Council Rules and Procedures.

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ITEM:

13. C. (Continued)

Councilor Pendleton stated that there may be public members who have knowledge on a particular agenda item which could provide assistance to the Council.

Mayor Mirek also suggested that the Town Manager Report be moved to the beginning of the Council meeting. Many times the public's questions may be answered by the Town Manager's Report. Mr. Galligan agreed with Mayor Mirek's suggestion and added that if Council members have any questions regarding the Town Manager's Report, they could call him prior to the meeting because Council members get the report in writing.

Mayor Mirek informed the public that all Council members can be contacted by email if there are any questions they would like to ask.

14. New Business (Continued)

A. Resolution Electing Carolyn Mirek (R) to the Position of Mayor of the Town of South Windsor

WHEREAS, the South Windsor Town Council has accepted, with regret, the resignation of Thomas Delnicki from the South Windsor Town Council; and

WHEREAS, a new Mayor must be elected by the Town Council to complete the current term

NOW, THEREFORE, BE IT RESOLVED that Carolyn Mirek is hereby elected to the position of Mayor of the Town of South Windsor to complete the term of Thomas Delnicki

Was made by Councilor Maneeley
Seconded by Councilor Anwar

Councilor Anwar congratulated Carolyn Mirek and stated he looked forward to working with her.

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ITEM:

14. A. (Continued)

Deputy Mayor Mirek called for a vote on the motion; it was approved, unanimously.

Deputy Mayor Mirek thanked the Council members for this opportunity to serve in a new role.

B. Resolution Electing Janice Snyder (R) to the Position of Deputy Mayor of the Town of South Windsor

WHEREAS, Deputy Mayor Carolyn Mirek has been elected Mayor by the South Windsor Town Council to complete the term of Thomas Delnicki; and

WHEREAS, a new Deputy Mayor must be elected by the Town Council to complete the current term

NOW, THEREFORE, BE IT RESOLVED that Janice Snyder is hereby elected to the position of Deputy Mayor of the Town of South Windsor to complete the term of Carolyn Mirek.

Was made by Councilor Maneeley
Seconded by Councilor Carroll

Councilor Anwar stated that it has been his understanding that the person who is the second highest vote getter in the majority party is usually the one who becomes Deputy Mayor.

Mr. Galligan explained that is usually the process but if someone decides not to become Deputy Mayor then it would go to the next person who is on the majority party.

Councilor Anwar voiced concern that it appears that Councilor Maneeley did not receive the opportunity to become the Deputy Mayor.

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ITEM:

14. B. (Continued)

Councilor Maneeley thanked Councilor Anwar for his kind words and explained that although she enjoys serving her community she does not have the necessary time to be Deputy Mayor and work a full time job. Councilor Maneeley congratulated the Mayor and Deputy Mayor on their new positions.

Councilor Pendleton stated that Councilor Maneeley has put a lot of time in her service to the Town on both the Board of Education and the Town Council. Councilor Pendleton said he respect Councilor Maneeley for her service to the Town and is sorry that Councilor Maneeley is not being put into the Deputy Mayor's position. Councilor Pendleton then added that she would be supporting Councilor Snyder as the Deputy Mayor.

Councilor Maneeley thanked Councilor Pendleton and then explained that she made the decision not to take the Deputy Mayor position and feels that Councilor Snyder will do a great job and fully supports this appointment.

Councilor Riley stated that he knows this was a difficult decision for Councilor Maneeley. Councilor Snyder is presently retired and loves serving the South Windsor community.

Mayor Mirek called for a vote on the motion; it was approved, unanimously.

N. Discussion Item: State of Connecticut's Budget (*requested by Town Manager, Matthew B. Galligan*)

Mr. Galligan informed the Council that he had just received a letter from OPM that is giving the Town mid year cuts which he had sent to the Council. Being cut is ECS funding which is school aid funding in the amount of \$159,000. the other cut may be to LOCIP funding in the amount of \$170,000. Mr. Galligan explained that his biggest concern sit heat the State will take the MERSA payment from South Windsor. The Council should be very vocal about this item. Prevailing wages should be reviewed because the rules and regulations should be changed to make it more acceptable so Government can conduct business. The Council also needs to be vocal about arbitration and how it can affect the fund balance. Local and state government need to work together.

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ITEM:

14. N. (Continued)

Answering questions from the Council, Mr. Galligan explained that ECS funding is in the town budget because there is a mechanism to make sure that it was not used for expenses but used to reduce property taxes. The staff will be meeting to discuss the cuts and a way to try to make those cuts up. Mr. Galligan stated he would also be meeting with Dr. Carter. The town is not looking to lay employees off but will look at different projects to eliminate. There may be a way to save funds through the budget. The fund balance will need to be built up in case the State takes further funding from local government.

Mr. Galligan explained to the Council that the State is putting a spending cap on Town budgets. The town will not be able to raise the budget by more than 2 ½%. If a Town goes above that cap, the State will start cutting aid to that Town. The other item that is going to hurt south Windsor is the establishment of a mill rate for the car taxes which was implemented last year.

Council member discussed the State problem with the pension and OPEB.

O. Discussion Item: *Eleven Acres on Nevers Road (requested by Town Manager, Matthew B. Galligan)*

Mr. Galligan informed the Council that he had received an FOI request regarding the 11 acres on Nevers Road and would like to know how the Council would like to proceed. These 11 acres has been planned for recreational use on the original plan. The plan has been sent to the Park & Recreation Commission as required by the Town Council. The plan then went to the Planning & Zoning Commission for an 8-24 referral and now is coming back to the Council. Mr. Galligan explained that if the Council approves to move forward, he will then work with the neighbors. Environmental Services has volunteered to do the necessary work to grade the area to create open fields. The parking area will have pavers underneath it and will remain grass. It is being proposed to move the Farmer's Market to this location until the Priest Property is ready and then it can be moved to that location. Presently the fields are being torn up when people are going to the

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ITEM:

14. O. (Continued)

Farmer's Market at the Community Center. The Farmer's Market has grown tremendously and moving it to the 11 acres will help alleviate safety concerns also. Mr. Galligan stated he spoke with the farmer who presently farms this property and also farms at the Priest Property.

Answering questions from the Council, Mr. Paterna explained that he is one of the Market Managers at the Farmer's Market and Chair of the SWAAN Committee. The ideal location for the Farmer's Market is at the Priest property and is the intended area. The Farmer's Market is at capacity, however there is no need to grow any faster.

Mr. Galligan stated that moving the Farmer's Market to the 11 acres until the Priest Property is ready to house it will alleviate safety concerns and concerns voiced about the field being torn up.

Councilor Anwar stated that in 2011, South Windsor was rated one of the top town's in Connecticut because of the farming character of the Town. This is an area that should be protected. The neighbors have been saying they want this open space to stay as it is and will be a quality of life issue if changed. The neighbors should be included in a conversation before this item is acted on.

Mr. Galligan informed the Council that Environmental Services will be involved in this project and will volunteer their services for the improvement of this 11 acres.

Answering further questions, Mr. Galligan explained that the Farmer's Market is a subcommittee of the Park & Recreation Commission.

Councilor Snyder stated that she goes to the Farmer's Market and it is packed. If the Town believes that the Farmer's Market should be moved to another location, then the Government of the Town makes that decision. The 11 acres is going to be a flat grassy area with no lights or electricity. There are 26,000 people that live in South Windsor who have paid for this land. There is 58.9 acres in this area and the Town is looking to take only 11 of

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ITEM:

14. O. (Continued)

those acres to make a flat grassy area. In the Park & Recreation Master Plan it calls for an aggressive plan with active recreation.

Councilor Beaulieu explained that the proposed plan is a different plan than has been presented in the past. This plan will give people an area with passive recreation. Moving the Farmer's Market makes a lot of sense from a safety perspective and will benefit the entire Town.

Councilor Pendleton stated that she has not heard about any concerns regarding the Farmer's Market. The neighbors should have been notified about this project, the project should go to SWALPAC and a public hearing should be held. Councilor Pendleton stated that she had requested a legal opinion as well as all of the historical information regarding this property.

Mr. Galligan stated that when he first came to Town, he was told by the Public Works Director that the property was supposed to be farmed until recreational proposals were implemented. There are a lot of people who complain that the Town buys open space and do not allow the public to use that open space.

Councilor Pendleton explained that she is not comfortable with the way this process has been handled.

Mr. Galligan explained that it is felt that the public should be allowed to use some of the open space in Town. Then I have been told that the high school field is being torn up by people attending the Farmer's Market, so I felt that this would be a good opportunity to move the Farmer's Market to the 11 acres, which will also subside safety issues. There is still agriculture on the property. Mr. Galligan explained that this area was chosen because of the access to the property is better.

Councilor Riley felt that this proposal is a great idea. The Town spent \$3 million dollars on this property and this proposal will make it usable for the entire community.

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ITEM:

14. O. (Continued)

Mrs. Betty Warren, 494 Abbe Road came before the Council and stated that this property was meant for recreation and agriculture. SWALPAC should have been a part of the process.

Answering questions from Mrs. Warren, Deputy Mayor Snyder explained that the property consists of 58.9 acres. This proposal would take only 11 acres of the 58.9 and make it passive recreation. Eighteen percent of the property would be passive recreation and 82% of the property would remain agricultural and open space.

Councilor Anwar felt that SWALPAC and the neighbors should have a right to be part of this process. A public hearing should be held regarding this project.

Mr. Robert Dickinson, 19 Birch Road also suggested that a public hearing be held for this project.

Mrs. Mary Sullivan, 102 Windermere Court stated she is very disturbed at the haste and the secrecy of this project and felt that further input is necessary.

P. Resolution Endorsing Improvements of 11 Acres of Park Land on Nevers Road

WHEREAS, at the November 21, 2016 Town Council Meeting, the Town Council approved a resolution referring proposed improvements of 11 acres of park land on Nevers Road to the South Windsor Planning & Zoning Commission pursuant to Section 8-24 of the Connecticut General Statutes; and

WHEREAS, the South Windsor Planning & Zoning Commission approved the 8-24 referral at their November 29, 2016 meeting; and

WHEREAS, the development of this property will consist of open fields, a driveway into the property, and a parking area; and

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14. P. (Continued)

WHEREAS, local residents have volunteered to pay for the improvements to this property, therefore the Town will not be contributing any funds towards this project

NOW, THEREFORE, BE IT REOLVED that the South Windsor Town Council hereby endorses this project by authorizing Town Manager, Matthew B. Galligan to move forward with improvements of the 11 acres of park land on Nevers Road; and

BE IT FURTHER RESOVED that the South Windsor Town Council hereby authorizes Town Manager, Matthew. B. Galligan to sign any and all documents necessary to move this project forward.

Was made by Councilor Snyder
Seconded by Councilor Anwar

Answering questions from Councilor Anwar, Mr. Galligan explained that the Council's resolutions usually have standard language it in authorizing the Town Manager to sign any necessary documents to move a project forward.

Councilor Anwar made a motion to table this resolution until the first meeting in February in order to allow SWALPAC and community members to be involved in the process. Councilor Pendleton seconded the motion. The motion failed on a roll call vote of 2 to 6 with Councilor Anwar and Councilor Pendleton voting in favor of tabling this resolution; and Mayor Mirek, Deputy Mayor Snyder, Councilor Beaulieu, Councilor Carroll, Councilor Maneeley and Councilor Riley voting in opposition of tabling this resolution.

Councilor Pendleton stated that the project is not specified in this resolution and would not be in support of authorizing the Town Manager to sign the necessary documents when the Council does not know what the project is consisting of. Councilor Pendleton said she is surprised that there is a problem with the location of the Farmers Market and feels a public hearing should be held to allow the public to weigh in on this project.

(Resolution Continued on Next Page)

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ITEM:

14. P. (Continued)

Mayor Mirek called for a vote on the motion; it passed on a roll call vote of 6 to 2 with Mayor Mirek, Deputy Mayor Snyder, Councilor Beaulieu, Councilor Riley, Councilor Maneeley and Councilor Riley voting in favor of the motion; and Councilor Anwar and Councilor Pendleton voting in opposition of the motion.

Q. Resolution Approving a Refund of Taxes to Eighteen (18) South Windsor Taxpayers

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to eighteen (18) South Windsor Taxpayers, the total of said refund being \$9,682.56 and as more fully described on attached **Exhibit A.**

Was made by Councilor Anwar
Seconded by Councilor Deputy Mayor Snyder
The motion was approved, unanimously

15. Passage of Ordinance

None

16. Communications and Reports from Town Manager

Mr. Galligan reported on the following items:

- Tax Abatement for Geissler's Supermarket.
- Tax Abatement for Commercial Storefront.
- Tax Abatement for John Fitch Distilling Co.
- The Town's Official State came in today and the Council received the Federal Audit and Single State Audit. The town was able to increase our fund balance by \$3.2 million dollars. The Town's OPEB has increased and the Health Fund is stable.
- Sewer Fee Receivables.
- CRT Budget – Lunch program.
- Deterioration of concrete for residential foundations.

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ITEM:

16. Communications and Reports from Town Manager (Continued)

Answering questions from the Council, Mr. Galligan explained that sewer fees that are overdue by over one year will be collected by a company hired by WPCA. Over a twelve year period, the Town is at a 92 or 94% collection rate for the sewer fees. The good thing about the company collecting these late fees is that the company has the ability to take payments.

17. Public Input

None

Councilor members were informed that the wrong Exhibit A was attached to the Revised Agenda. Councilor Anwar made a motion to add Agenda Item 14. R. to the agenda. Councilor Snyder seconded the motion; and it was approved, unanimously.

Mayor Mirek recused herself from Item 14. R.

R. Resolution Approving a Refund of Taxes to Twenty-One (21) South Windsor Taxpayers

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to twenty-one (21) South Windsor Taxpayers, the total of said refund being \$7,170.05 and as more fully described on attached **Exhibit B**, (which had been attached to the original agenda, prior to revisions).

Was made by Councilor Anwar
Seconded by Councilor Riley
The motion was approved, unanimously

18. Communications and Petitions from Council

Mayor Mirek informed the Council that she is part of the CRCOG Ad Hoc Working Committee on crumbling foundations. During a meeting last week there were discussion regarding templates being made to help people with their finances for repairs of their foundations. A working committee developed draft templates to

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ITEM:

18. Communications and Petitions from Council (Continued)

move it through legislature. This is something that is really affecting our State and it is expected that 20,000 home may be affected. Mayor Mirek requested that the Town's Crumbling Foundation Committee set up a meeting so residents can be updated.

Councilor Carroll stated he received a letter from Art Sladyk who is from the Patriotic Commission. He thanked everyone who was involved in Wreaths Across America.

19. Executive Session

At 10:24 p.m. Deputy Mayor Snyder made a motion to go into Executive Session to discuss three possible tax assessment agreements which would result in disclosure of public records or information contained therein which is exempt from disclosure at this time pursuant to C.G.S. §1-210(b)(1) and §1-210(b)(5)(B), to discuss a personnel issue, (agreement between the Town of South Windsor Job Classification and Fringe Benefit Description for Non-Bargaining Unit Members), and to discuss potential claims and litigation. Councilor Anwar seconded the motion; and it was approved, unanimously.

Deputy Mayor Mirek made a friendly amendment to remove Item B. off the Executive Session (to discuss a personnel issue, (agreement between the Town of south Windsor Job Classification and Fringe Benefit Description for Non-Bargaining Unit Members). The friendly amendment was accepted by Councilor Anwar.

The following individuals were went into Executive Session:

Mayor Mirek, Deputy Mayor Snyder, Councilor Anwar, Councilor Beaulieu, Councilor Carroll, Councilor Maneeley, Councilor Pendleton, Councilor Riley, and Town Manager Matthew B. Galligan.

At 11:15 p.m. Councilor Anwar made a motion to adjourn the Executive Session. Councilor Pendleton seconded the motion; and it was approved, unanimously.

(Continued on Next Page)

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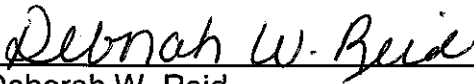
January 3, 2017

ITEM:

19. Executive Session (Continued)

At 11:15 p.m. Councilor Anwar made a motion to adjourn the Regular Meeting. Councilor Pendleton seconded the motion; and it was approved, unanimously.

Respectfully submitted,



Deborah W. Reid
Clerk of the Council

TAX REFUNDS

ARI Fleet LT 4001 Leadenhall Road Mmount Laurel, NJ 08054 2013/HONDA/5FNYF4H90DB034118 Reason: Sold 4/15	\$ (362.12)	ARI Fleet LT 4001 Leadenhall Road Mmount Laurel, NJ 08054 2013/TOYT/5TDDK3EH5DS204078 Reason: Sold 5/15	\$ (292.69)
Ally Bank P O Box 9001951 Louisville, KY 40290 2013/CADI/2G61VSS34D9153361 Reason: Vehicle sold 7/15	\$ (166.62)	Arnold, Diane M. 320 Diane Drive South Windsor, CT 06074 1998/HONDA/JHMBB6249WC009761 Reason: Sold 7/16	\$ (16.02)
Ally Financial P O Box 9001951 Louisville, KY 40290 2012/GMC/2GKFLREK4C6129729 Reason: Vehicle sold 3/2015	\$ (264.19)	Aucoin, Kristin C/O Kristin Natale P.O. Box 7145 Breckenridge, CO 80424 2009/JEEP/1J8GR48K49C544085 Reason: Out of state registration, CO 9/15	\$ (354.83)
Ally Financial P O Box 9001951 Louisville, KY 40290 2012/DODG/2C4RDGDG3CR409549 Reason: vehicle sold 10/14	\$ (423.50)	BMW Financial Services Attn: Tax, 5550 Britton Parkway Hilliard, OH 43026 2013/BMW/WBA3B9G5XDNP39444 Reason: Sold 3/16	\$ (443.63)
Ally Financial P O Box 9001951 Louisville, KY 40290 2012/DODGE/1C4RDJAG3CC153259 Reason: replaced 7/15	\$ (101.22)	BMW Financial Services Attn: Tax, 5550 Britton Parkway Hilliard, OH 43026 2013/BMW/WBSFV9C58DD096085 Reason: Sold 6/16	\$ (419.95)
Ally Financial P O.Box 9001951 Louisville, KY 40290 2012/JEEP/1C4RJFAG9CC208304 Reason: sold 2/15	\$ (372.71)	Distinctive Gardens & Tree Care LLC 48 Patria Road South Windsor, CT 06074 2011/MISSI/5WFBA0815BW012480 Reason: traded 11/15	\$ (76.96)
Ally Financial P O Box 9001951 Louisville, KY 40290 2012/CHEV/1GNSKCE00CR198549 Reason: sold 5/15	\$ (370.88)	HONDA Lease Trust 600 Kelly Way Holyoke, MA 01040 2013/HONDA/2HKRM4H36DH650932 Reason: sold 2/16	\$ (284.75)
Anderson-Ratliff, Carly 814 5Th Avenue Brunswick, MA 21716-1520 2012/SUBARU/JF2SHABCOCH405524 Reason: out of state registration 5/16	\$ (153.92)	Pacquing, Vincent J. 9215 S W215Th Terrace Cutler Bay, FL 33189-3815 2001/LOTU/SCCDC08271HA10205 Reason: sold 8/2015	\$ (40.56)
Flynn, Carole L. 150 Berle Road South Windsor, CT 06074 Reason: overpayment	\$ (5,524.85)	Pacquing, Vincent J. 9215 S W215Th Terrace Cutler Bay, FL 33189-3815 1997/AUDI/WAUBB88D3VA199519 Reason: out of state registration FL 7/15	\$ (13.16)

Mrs. Bonnie Rabin, Collector of Revenue

Total Refund

\$ (9,682.56)

Date: 12/14/16

TAX REFUNDS

CAB East LLC P.O. Box 105704 Atlanta, GA 30348 2013/FORD/1FMCU9GX0DUB75867 Reason: sold 12/14	\$ (375.27)	NISSAN Infiniti LT P. O. BOX 650214 Dallas, TX 75265 2012/NISS/3N1AB6AP6CL670885 Reason: turned in lease 5/15	\$ (112.69)
CAB East LLC P.O. Box 105704 Atlanta, GA 30348 2013/LINC/3LN6L2J94DR819461 Reason: sold 6/16	\$ (195.12)	Noto, Joseph J. & Noto, Mary E. 1209 Reserve Drive Venice, FL 34285 2010/TOYOTA/JTDKN3DU2A0033110 Reason: Sold 4/16	\$ (128.39)
Cole, Mary A. 1713 Main Street East Windsor Hill, CT 06028 2015/SUBAR/JF1VA2L62F9829015 Reason: Total loss	\$ (297.55)	Pande, Rishabh & Bobba, Sujay 131 Pepin Place South Windsor, CT 06074 Real estate/location 131 Pepin Place Reason: Overpayment	\$ (533.98)
Financial Service Vehicle Trust 5550 Britton Parkway Hilliard, OH 43026 2011/BMW/WBAPK5G53BNN32109 Reason: Vehicle sold 9/14	\$ (560.89)	Laliberte, Paula M. 159 Margaret Drive South Windsor, CT 06074 2010/NISSA/3N1AB6AP2AL630297 Reason: Sold 6/16	\$ (53.54)
Ford, Karrie 22 Wood Fern Way Andover, CT 06232 2015/VOLK/1VWBV7A35FC054670 Reason: over payment	\$ (597.27)	Rainville, Kim Marie & Christopher 926 Ellington Road South Windsor, CT 06074 2011/FORD/1FMCU9EG6BK817211 Reason: BAA change	\$ (77.33)
Harden, Curtis Lee 1002 Sand Stone Drive South Windsor, CT 06074 2012/NISSAN/5N1AA0NCXC614951 Reason: sold 12/15	\$ (531.69)	Rainville, Kim Marie & Christopher 926 Ellington Road South Windsor, CT 06074 2011/FORD/1FMCU9EG6BK817211 Reason: BAA change	\$ (79.55)
HONDA Lease Trust 600 Kelly Way Holyoke, MA 01040-9681 2013/HONDA/1HGCR2F36DA196012 Reason: Lease turned in 6/16	\$ (105.45)	Romanski, Ann J. 951 Main Street South Windsor, CT 06074 2009/JEEP/1J8GR48K79C549023 Reason: overpayment	\$ (387.69)
HONDA Lease Trust 600 Kelly Way Holyoke, MA 01040 2013/HONDA/2HKRM4H37DH666900 Reason: turned in lease 6/16	\$ (122.10)	Vault Trust 9401 James Avenue South Bloomington, MN 55431 2012/CHEV/1G1PK5SC5C7223362 Reason: overpayment	\$ (180.14)
JP Morgan Chase Bank P.O. Box 901098 Fort Worth, TX 76101-2098 2013/SUBAR/4S3BMDK63D2008643 Reason: vehicle sold	\$ (289.52)	Vault Trust 9401 James Avenue South Bloomington, MN 55431 2012/CADI/1G6DH5E58C0135844 Reason: overpayment	\$ (199.51)
Mirek, Carolyn T. 48 Sele Drive South Windsor, CT 06074 Real estate/location 39 Lakewood Reason: overpayment	\$ (2,063.13)	Wheels, LT 666 Garland Place Des Plaines, IL 60016-4725 2015/CHEVR/1GNFLFEK2FZ113653 Reason: out of state registration, MA 6/16	\$ (157.51)
		Woble, Nancy C. 6 Calotte Place Foothill Ranch, CA 92610 2016/HYUND/KMHD35LH0GU266723 Reason: out of state registration, CA 6/16	\$ (121.73)

Mrs. Bonnie Rabin, Collector of Revenue

Total

\$7,170.05

1/3/2017